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Attorneys for Defendant  
Burst.com, Inc.

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

REALNETWORKS, INC.,  
Plaintiff,  
v.  
BURST.COM, INC.,  
Defendant.

Case No. C-08-0023 MHP

**STIPULATION TO EXTEND TIME  
TO RESPOND TO COMPLAINT AND  
PROPOSED ORDER**

Plaintiff RealNetworks, Inc. ("Plaintiff") and defendant Burst.com, Inc. ("Defendant"),  
hereby stipulate through their respective counsel of record as follows:

WHEREAS, on or about January 7, 2008, Plaintiff served its Complaint for Declaratory  
Judgment and Demand for Jury Trial ("Complaint") upon Defendant; and

WHEREAS, one previous extension of time to answer or otherwise respond to the  
Complaint has been granted pursuant to stipulation, which extended the due date from January  
28, 2008 to February 27, 2008, the date Defendant's response to the Complaint is presently due;  
and

1 WHEREAS, no trial date has yet been set in this action; and

2 WHEREAS, Defendant requires additional time to respond to the Complaint, and  
3 Plaintiff and Defendant, through their respective counsel of record, have agreed to extend the  
4 time by which Defendant must answer or otherwise respond to the Complaint, to and including  
5 March 11, 2008:

6 IT IS HEREBY STIPULATED by and between the parties hereto through their  
7 respective attorneys of record that Defendant will have to and including March 11, 2008, to  
8 serve and file an answer or other response to the Complaint.

9 IT IS HEREBY FURTHER STIPULATED by and between the parties hereto through  
10 their respective attorneys of record that by entering into this stipulation, neither party waives  
11 any rights with respect to the issues presented in this litigation and, specifically, Defendant does  
12 not waive any rights or defenses with respect to the Complaint.

13 DATED: February 12, 2008

14 HOSIE McARTHUR LLP

15  
16 By: /s/  
George F. Bishop  
Attorneys for Defendant Burst.com, Inc.

17  
18 HOWREY LLP

19  
20 By: /s/  
Robert F. Kramer  
Attorneys for Plaintiff RealNetworks, Inc.

21  
22 I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic  
23 filing of this document has been obtained from the other signatories.

24 DATED: February 12, 2008

25  
26 /s/

27 George F. Bishop  
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**ORDER**

Pursuant to the stipulation of the parties, it is hereby ORDERED that the time in which Defendant may serve and file an answer or other response to the Complaint is extended to and including March 11, 2008.

SO ORDERED

February \_\_, 2008

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Honorable Marilyn Hall Patel  
United States District Judge